



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

OCT 18 2012

SE-5J

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

City of Springfield
c/o City Water Light and Power
800 East Monroe Street, MCE 4th Floor
Springfield, Illinois 62757
Attn.: Ms. Christine Zeman
Regulatory Affairs Manager

US EPA RECORDS CENTER REGION 5



444663

Re: Springfield Iron Company Site
NE Corner of the Intersection of Ridgely Avenue and Factory Street
Springfield, Sangamon County, Illinois
Site Spill Identification Number: C5D8
General Notice of Potential Liability

Dear Ms. Zeman:

The U.S. Environmental Protection Agency has documented the release or threat of release of hazardous substances, pollutants and contaminants into the environment from the Springfield Iron Company Site (SICS), and is planning to spend public funds to control and investigate these releases. This action will be taken by EPA pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended (CERCLA), 42 U.S.C. §§ 9601-9675 unless EPA determines that such action will be done properly by a responsible party or parties. Responsible parties under CERCLA include the current and former owners and operators of the SICS, and persons who generated the hazardous substances or were involved in the transport, treatment or disposal of the hazardous substances at the SICS. Under Section 107(a) of CERCLA, 42 U.S.C. § 9607(a), where EPA uses public funds towards the cleanup of the hazardous substances, responsible parties are liable for all costs associated with the removal or remedial action and all other necessary costs incurred in cleaning up the SICS, including investigation, planning and enforcement costs.

EPA is currently planning to conduct the following actions at the SICS:

1. Develop a Work Plan for the contaminated soil assessment of the SICS.

2. Develop and implement a site health and safety plan.
3. Develop and implement an air monitoring plan.
4. Conduct land surveying to the extent necessary to establish a grid system to locate all property boundaries, special features (pipes, storage tanks, street rights-of-way, etc.), and sample locations.
5. Based upon soil results, remove, transport and dispose of all characterized or identified hazardous substances, pollutants, wastes or contaminants at a Resource Conservation and Recovery Act/CERCLA-approved disposal facility in accordance with the EPA off-site rule.
6. Obtain site access to conduct a removal action from those properties which exceeded removal action levels for: benzo(a)anthracene, benzo(a)pyrene, benzo(b)fluoranthene, benzo(k)fluoranthene, dibenz(a,h)anthracene, indeno(1,2,3-cd)pyrene, naphthalene, 2-methylnaphthalene, dibenzofuran, lead and vanadium. Impacted properties will be cleaned to these action levels.
7. Backfill excavated areas with clean material and topsoil with seeding as needed.
8. Restore streets, alleys and sidewalks, as needed.

You are receiving this letter because you have informed EPA you are the contact for the City of Springfield in this matter. EPA has received information that the City of Springfield may have owned or operated, or currently owns or operates the SICS. By this letter EPA notifies the City of Springfield of its potential liability with regard to this matter and encourages it, as a potentially responsible party, to reimburse EPA for costs incurred to date and to voluntarily perform or finance the response activities that EPA has determined or will determine are required at the SICS. EPA is willing to discuss the entry of an appropriate administrative consent order with the City of Springfield under which it would perform or finance response activities and reimburse EPA for its costs.

If a consent order cannot be promptly concluded, EPA may issue a unilateral order under Section 106 of CERCLA, requiring the City of Springfield to perform specified work. Under Sections 106 and 107 of CERCLA, the City of Springfield may be liable for reimbursement of EPA's costs, for statutory penalties and for treble damages for noncompliance with such an order.

Because of the conditions described above, EPA believes that response activities at the SICS must be initiated as quickly as possible. Therefore, EPA does not intend to utilize the special notice procedures available under Section 122(e) of CERCLA.

You should, on behalf of the City of Springfield, a potentially responsible party, notify EPA in writing within fourteen (14) business days of receipt of this letter of its willingness to perform or

finance the activities described above and to reimburse EPA for its costs. Your response should be sent to:

U.S. Environmental Protection Agency, Region 5
Superfund Division - Enforcement & Compliance Assurance Branch
Enforcement Services Section 1, SE-5J
77 West Jackson Boulevard
Chicago, Illinois 60604-3590
Attn.: Mrs. Debbie Keating, Enforcement Specialist

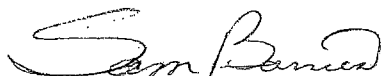
If EPA does not receive a timely response, EPA will assume that the City of Springfield does not wish to negotiate a resolution of its potential responsibility in connection with the SICS and that it has declined any involvement in performing the response activities.

Your response should indicate the appropriate name, address and telephone number for further contact with you on behalf of the City of Springfield. If the City of Springfield is already involved in discussions with state or local authorities, engaged in a voluntary cleanup action or involved in a lawsuit regarding the SICS, it should continue such activities as it sees fit. This letter is not intended to advise the City of Springfield or direct it to restrict or discontinue any such activities already underway; however, you are advised to report the status of those discussions or actions in your response to this letter and to provide a copy of your response to any other parties involved in those discussions or actions.

If you need further information regarding this letter, you may contact Mr. Steven Kaiser of the EPA Office of Regional Counsel at 312-353-3804.

Due to the nature of the problem at this facility and the attendant legal ramifications, EPA strongly encourages you to submit a written response on behalf of the City of Springfield within the time frame specified herein. We hope you will give this matter your immediate attention.

Sincerely,

A handwritten signature in cursive script, appearing to read "Sam Borries".

Sam Borries, Chief
Emergency Response Branch 2

SPRINGFIELD IRON COMPANY SITE

List of Potentially Responsible Parties Sent General Notice of Potential Liability

Tony's Electric Service, Inc.
1304 Griffiths Avenue
Springfield, Illinois 62702
Attn.: Mr. Thomas J. Kohlrus

Mr. Kurt L. Kohlrus
Mr. Thomas J. Kohlrus
c/o Tony's Electric Service, Inc.
1304 Griffiths Avenue
Springfield, Illinois 62702

City of Springfield
c/o City Water Light and Power
800 East Monroe Street, MCE 4th Floor
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